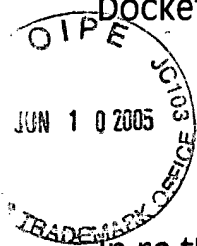


Docket No: **HENS-0125CIP1**



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Patent Application of: Howard W. Robinson et al

Serial No.: 10/722,143 Filed: November 25, 2003

Entitled: Excavating Tooth Assembly With  
Rotatable Connector Pin Structure

Group Art Unit: 3671 Examiner: Pezzuto, Robert Eric

06/13/2005 MWOLDGE1 00000040 10722143

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130.00 OP

**TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owner, HENSLEY INDUSTRIES, INC., of the entire interest in the above-identified patent application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,708,431. The owner hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that it and the prior U.S. Patent No. 6,708,431 are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of the prior U.S. Patent No. 6,708,431, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by

a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Enclosed is a check in the amount of \$130 for the fee under 37 CFR 1.20(d).

Respectfully submitted,

KONNEKER & SMITH, P.C.



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Dated: June 6, 2005

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,

on June 6, 2005  
Amarie Saffron